

MANUEL A. BENAVIDEZ,

V.

Defendants.

CIVIL ACTION NO. 3:07 CV 1850-P

UNDER 28 U.S.C. SEC. 1746

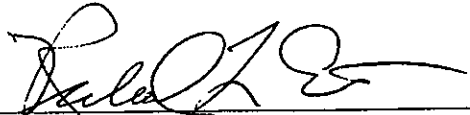
3. Attached hereto as Exhibit 1 is a true and correct copy of my Report in this case, attached to which is my curriculum vitae.

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4. When Hispanics constitute a minority of a city's citizen voting age population, and an at-large election system is used to elect that city's council, that election system has the potential of harming the members of the Hispanic minority by diluting the impact of their voting strength and depriving them of the opportunity to elect representatives of their choice. This harm is realized when the candidate preferences of the Hispanic voters and those of the other voters are divided, i.e., voting in those at-large elections is polarized. I have observed such polarization in elections for the city council of Irving, Texas. Specifically, Hispanics constitute a politically cohesive voting group that consistently prefers Latino candidates in those elections, but other voters veto their choices.

I declare under penalty of perjury that the forgoing is true and correct.

Executed on the 22nd day of December 2008.


Richard Engstrom